



**FILED**

07-21-06  
03:51 PM

**BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA**

Application of San Diego Gas & Electric Company (U-902-E) for Adoption of an Advanced Metering Infrastructure Deployment Scenario and Associated Cost Recovery and Rate Design.

Application 05-03-015  
(Filed March 15, 2005)

**ADMINISTRATIVE LAW JUDGE'S RULING MODIFYING SCHEDULE**

**Summary**

This Ruling modifies the proceeding schedule in response to the July 18, 2006 Motion by the Division of Ratepayer Advocates (DRA) and the Utility Consumers' Action Network (UCAN).

**The Motion**

On July 18, 2006, DRA and UCAN filed a Motion to Modify the Procedural Schedule.<sup>1</sup> The Motion seeks rejection of the SDG&E amended testimony by striking it, or, in the alternative, extending the date for serving intervenor testimony and rebuttal testimony and resetting the September 7, 2006 scheduling conference. The precipitant event for this Motion was SDG&E's service of over 300 pages of amended testimony on July 14, 2006. DRA and UCAN assert that this amended testimony will require new data requests, it is not red-lined to

---

<sup>1</sup> On July 19 I issued an e-mail ruling to all parties shortening response time to the motion. Responses were due July 20. SDG&E was the only party to respond.

show changes from previous testimony, workpapers were not served concurrently with the testimony, and there are several substantive changes to underlying facts and assumptions. Given all of this, DRA and UCAN request changes to procedural schedule to give intervening parties more time to review the totality of SDG&E's testimony if the amended testimony is not stricken.

DRA and TURN also request action to compel SDG&E to provide a red-lined version of the amended testimony, and to direct SDG&E to respond to any data requests referencing the amended testimony within seven days of the request.

SDG&E filed a response on July 20, 2006 and has now provided a red-lined version of the amended testimony. SDG&E says it will endeavor to respond to data requests within seven days. SDG&E states that the information contained in the testimony itself should not be unexpected, as much of the revisions (including the limited erratum) reflect SDG&E's responses to data requests generated by DRA and UCAN. SDG&E says its amended testimony makes only two material changes to SDG&E business case (filed March 15, 2006). First, SDG&E amended the benefit estimates to reflect the latest results from California's Statewide Pricing Pilot (SPP), which were released subsequent to its March 28, 2006 showing. The changes to the elasticities are significant, and SDG&E felt compelled to reflect these results sooner rather than later.

SDG&E says no additional ruling is necessary. However, SDG&E will not dispute the request for a reasonable delay in serving rebuttal testimony, so long as SDG&E has sufficient time to reply.

## **Discussion**

Regardless of the extent of specific revisions in the amended testimony, there is no doubt that more than 300 pages is a lot to digest. SDG&E does not

dispute that there are substantive changes to its previous testimony. I will deny the motion to strike the amended testimony at this time without prejudice to future motions. If any party wishes to make a later motion to strike any testimony, I will consider it at the prehearing conference or the hearing.

Intervenor testimony is currently due August 1, 2006. To the extent that additional time can be granted to intervenors to consider new material without impacting the overall proceeding schedule, it is reasonable to do so.

Therefore, I will make the following changes to the proceeding schedule adopted in my May 19, 2006 Ruling. Intervenor testimony will be due August 14, 2006. Rebuttal testimony will be due September 7, 2006. The telephonic scheduling conference set for September 7, 2006 is cancelled. A prehearing conference in San Francisco is scheduled for September 14, 2006 at 10:00 am. All other dates remain the same.

All other aspects of the motion are denied.

**IT IS RULED** that:

1. The July 18, 2006 motion of DRA and UCAN is partially granted as to changes to the proceeding schedule and otherwise denied.
2. The procedural schedule is modified as set forth herein.
3. A prehearing conference is scheduled for September 14, 2006 in San Francisco at 10:00 am.

Dated July 21, 2006, at San Francisco, California.

/s/ MICHELLE COOKE for  
David M. Gamson  
Administrative Law Judge

## INFORMATION REGARDING SERVICE

I have provided notification of filing to the electronic mail addresses on the attached list.

Upon confirmation of this document's acceptance for filing, I will cause a copy of the filed document to be served upon the service list to this proceeding by U.S. mail. The service list I will use to serve the copy of the filed document is current as of today's date.

Dated July 21, 2006, at San Francisco, California.

/s/ JOYCE TOM

Joyce Tom

## N O T I C E

Parties should notify the Process Office, Public Utilities Commission, 505 Van Ness Avenue, Room 2000, San Francisco, CA 94102, of any change of address to insure that they continue to receive documents. You must indicate the proceeding number on the service list on which your name appears.

\*\*\*\*\*

The Commission's policy is to schedule hearings (meetings, workshops, etc.) in locations that are accessible to people with disabilities. To verify that a particular location is accessible, call: Calendar Clerk (415) 703-1203.

If specialized accommodations for the disabled are needed, e.g., sign language interpreters, those making the arrangements must call the Public Advisor at (415) 703-2074,

A.05-03-015 DMG/jt2

TTY 1-866-836-7825 or (415) 703-5282 at least three working days in advance of the event.

## Attachment A E-Mail Recipients

sdebroff@sasllp.com  
fortlieb@sandiego.gov  
mshames@ucan.org  
KCordova@semprautilities.com  
kmorton@sempra.com  
renee@gem-corp.com  
chris@emeter.com  
mdjoseph@adamsbroadwell.com  
nsuetake@turn.org  
kpp@cpuc.ca.gov  
pfa@cpuc.ca.gov  
chris@meter.com  
jbradley@svlg.net  
Pforkin@tejassec.com  
rabbott@plexusresearch.com  
hyao@semprautilities.com  
ashirley@ivorycapital.com  
case.admin@sce.com  
janet.combs@sce.com  
vthompson@sempra.com  
liddell@energyattorney.com  
usdepic@gmail.com  
scottanders@sandiego.edu  
centralfiles@semprautilities.com  
pcharles@semprautilities.com  
wkeilani@semprautilities.com  
kgolden@adamsbroadwell.com  
tgulesserian@adamsbroadwell.com  
bruce.foster@sce.com  
marcel@turn.org  
dwang@nrdc.org  
gchang1@bloomberg.net

agc@cpuc.ca.gov  
adf@cpuc.ca.gov  
bsk@cpuc.ca.gov  
cjb@cpuc.ca.gov  
dmg@cpuc.ca.gov  
eaq@cpuc.ca.gov  
jaa@cpuc.ca.gov  
jf2@cpuc.ca.gov  
lmi@cpuc.ca.gov  
mbe@cpuc.ca.gov  
fly@cpuc.ca.gov  
mcv@cpuc.ca.gov  
nil@cpuc.ca.gov  
gig@cpuc.ca.gov  
scl@cpuc.ca.gov  
tmr@cpuc.ca.gov  
mmesseng@energy.state.ca.us  
klm3@pge.com  
lrn3@pge.com  
cem@newsdata.com  
cpuccases@pge.com  
tony.foster@itron.com  
mrw@mrwassoc.com  
dmarcus2@sbcglobal.net  
jbradley@svlg.net  
jeff@jbsenergy.com  
tdtamarkin@usclcorp.com  
bwt4@pge.com  
DJRo@pge.com  
JxGb@pge.com  
jcr4@pge.com

Chris Hickman  
Cellnet Technologies Inc.  
4085 Sudbury Rd.  
Colorado Springs, CO 80908

(End Attachment A)